

1 William M. Audet (waudet@audetlaw.com)
Michael McShane (mmcshane@audetlaw.com)
2 Adel A. Nadji (anadji@audetlaw.com)
AUDET & PARTNERS, LLP
3 221 Main Street, Suite 1460
San Francisco CA 94105
4 Telephone: 415.982.1776
Facsimile: 415.568.2556

5
6 Law Offices of Anthony M. Urie
Anthony M. Urie (Cal. State Bar #92363)
18025 17th Ave. N.W.
7 Shoreline, WA 98177

8 *Attorneys for Plaintiffs and*
9 *the Class Members*

10
11 **UNITED STATES DISTRICT COURT FOR**
12 **THE NORTHERN DISTRICT OF CALIFORNIA**
13

14 Chelsea, LLC, Mark Russo, Allen Loretz, and
15 Ivan Simpson, individually and on
behalf of all others similarly situated,

16 Plaintiffs,

17 v.

18 Regal Stone, Ltd., Hanjin Shipping, Co., Ltd.,
19 Conti Cairo KG, NSB Neiderelbe, Synergy
Maritime, Ltd. *In Personam*; M/V Cosco
20 Busan, their engines, tackle, equipment,
appurtenances, freights, and cargo *In Rem*,

21 Defendants.
22
23
24
25
26
27
28

Case No. C-07-5800-SC

IN ADMIRALTY

**ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES
SHOULD BE RELATED PURSUANT
TO CIVIL L.R. 3-12 AND 7-11**

1 **TO THE COURT AND ALL PARTIES OF RECORD:**

2 **PLEASE TAKE NOTICE** that plaintiffs in *Chelsea, LLC v. Regal Stone, et al.*, C-07-
 3 5800-SC, filed on November 19, 2007 ("*Chelsea*"), hereby moves this Court pursuant to Civil
 4 L.R. 3-12 and 7-11 to consider whether the following actions should be related to *Chelsea, LLC*
 5 *v. Regal Stone, et al.*, C-07-5800-SC ("*Chelsea*"), the low-numbered case pending before The
 6 Honorable Samuel Conti, United States District Court Judge:

7	<u>CASE</u>	<u>CASE NO.</u>	<u>JUDGE ASSIGNED</u>	<u>FILED</u>
8	<i>Shogren Living Trust, et</i>	07-5926-JL	Hon. James Larson	11/21/2007
9	<i>al. v. Regal Stone, Ltd.,</i>			
	<i>et al.</i>			

10 The allegations in *Shogren Living Trust* reveal that this action is related to the actions
 11 filed in the Northern District of California against Regal Stone, Ltd., Hanjin Shipping Co. Ltd.,
 12 and M/V Cosco Busan ("Defendants").

13 The *Shogren Living Trust* and *Chelsea, LLC* actions concern substantially the same
 14 parties, property, transactions or events. All of these cases involve most of the same defendants.
 15 This case arises out of the oil spillage in the San Francisco Bay that was caused by the COSCO
 16 BUSAN on November 7, 2007. Heading north out to the ocean bound for Asia, the COSCO
 17 BUSAN failed to heed normal precautions and hit the fender of tower W4 of the San Francisco
 18 Bay Bridge. The impact of the crash tore a huge gash in the side of the vessel and resulted in the
 19 spillage of an estimated 58,000 gallons of fuel oil into the fragile San Francisco Bay ecosystem.

20 This man-made disaster will for years have a profound impact on not only the wildlife of
 21 Northern California, but has also immediately impacted the livelihood of thousands and
 22 thousands of individuals and small businesses, such as commercial fishers, and crabbers as well
 23 as recreational charter operations.

24 The Plaintiffs in these actions are San Francisco Bay Area fishermen, vessel owners,
 25 charterers and operators who were to participate in, or depend upon, the 2007-2008 California
 26 fisheries for commercial purposes. These lawsuits, inter alia, seek to economically compensate
 27 the victims of the spill as well as equitable relief.

1 Further, it appears likely that there would be an unduly burdensome duplication of labor,
2 expense and/or conflicting results if these cases were to proceed before different judges.

3 WHEREFORE, plaintiffs requests that the Court enter an order relating *Chelsea, LLC*,
4 the low-numbered case, and that *Shogren Living Trust* be reassigned to the Honorable Samuel
5 Conti.

6 Dated: December 3, 2007

AUDET & PARTNERS, LLP

7
8 /s/ William M. Audet

9 William M. Audet

Michael McShane

Adel A. Nadji

10 221 Main Street, Suite 1460

San Francisco CA 94105

11 Telephone: 415.982.1776

12 Facsimile: 415.568.2556

13 *Attorneys for Plaintiffs and*
14 *the Class*